

Office of the Director of National Intelligence

§ 1701.2

- 1701.3 Contact for general information and requests.
- 1701.4 Privacy Act responsibilities/policy.
- 1701.5 Collection and maintenance of records.
- 1701.6 Disclosure of records/policy.
- 1701.7 Requests for notification of and access to records.
- 1701.8 Requests to amend or correct records.
- 1701.9 Requests for an accounting of record disclosures.
- 1701.10 ODNI responsibility for responding to access requests.
- 1701.11 ODNI responsibility for responding to requests for amendment or correction.
- 1701.12 ODNI responsibility for responding to requests for accounting.
- 1701.13 Special procedures for medical/psychiatric/psychological testing records.
- 1701.14 Appeals.
- 1701.15 Fees.
- 1701.16 Contractors.
- 1701.17 Standards of conduct.

Subpart B—Exemption of Records Systems Under the Privacy Act

- 1701.20 Exemption policies.
- 1701.21 Exemption of National Counterterrorism Center (NCTC) systems of records.
- 1701.22 Exemption of Office of the National Counterintelligence Executive (ONCIX) systems of records.
- 1701.23 Exemption of Office of Inspector General (OIG) systems of records.

Subpart C—Routine Uses Applicable to More Than One ODNI System of Records

- 1701.30 Policy and applicability.
- 1701.31 General routine uses.

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Subpart A—Protection of Privacy and Access to Individual Records Under the Privacy Act of 1974

§ 1701.1 Purpose, scope, applicability.

(a) *Purpose.* This subpart establishes the policies and procedures the Office of the Director of National Intelligence (ODNI) will follow in implementing the requirements of the Privacy Act of 1974, 5 U.S.C. 552a, as amended. This subpart sets forth the procedures ODNI must follow in collecting and maintaining personal information from or about individuals, as well as procedures by which individuals may request to access or amend records about them-

selves and request an accounting of disclosures of those records by the ODNI. In addition, this subpart details parameters for disclosing personally identifiable information to persons other than the subject of a record.

(b) *Scope.* The provisions of this subpart apply to all records in systems of records maintained by ODNI directorates, centers, mission managers and other sub-organizations [hereinafter called “components”] that are retrieved by an individual’s name or personal identifier.

(c) *Applicability.* This subpart governs the following individuals and entities:

(1) All ODNI staff and components must comply with this subpart. The terms “staff” and “component” are defined in § 1701.2.

(2) Unless specifically exempted, this subpart also applies to advisory committees and councils within the meaning of the Federal Advisory Committee Act (FACA) which provide advice to: Any official or component of ODNI; or the President, and for which ODNI has been delegated responsibility for providing service.

(d) *Relation to Freedom of Information Act.* The ODNI shall provide a subject individual under this subpart all records which are otherwise accessible to such individual under the provisions of the Freedom of Information Act, 5 U.S.C. 552.

§ 1701.2 Definitions.

For purposes of this subpart, the following terms have the meanings indicated:

Access means making a record available to a subject individual.

Act means the Privacy Act of 1974.

Agency means the ODNI or any of its components.

Component means any directorate, mission manager, or other sub-organization in the ODNI or reporting to the Director, that has been designated or established in the ODNI pursuant to Section 103 of the National Security Act of 1947, as amended, including the National Counterterrorism Center (NCTC), the National Counterproliferation Center (NCPC) and the Office of the National Counterintelligence Executive (ONCIX), or such other offices and officials as may be established by